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8 Estes; Andrew Dobbs; Phil Bergman; Scott Sipes;
David Williams; Trevor Morgan*
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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION
13

14 **IMANI BEY SUTTON; CATHERINE**
15 **COSBY; L.B., a Minor,**

16 Plaintiffs,

17 v.

18 **CALIFORNIA DEPARTMENT OF**
19 **PARKS AND RECREATION; ARMANDO**
20 **QUINTERO, an individual; PETER**
21 **ESTES, an individual; ANDREW DOBBS,**
22 **an individual; PHIL BERGMAN, an**
23 **individual; SCOTT SIPES, an individual;**
24 **DAVID WILLIAMS, an individual;**
25 **TREVOR MORGAN, an individual;**
26 **FRIENDS OF CALIFORNIA; STATE**
27 **PARKS; DONNA ANNE WALIZER, an**
28 **individual, and DOES 1-25, inclusive,**

Defendants.

5:23CV02057-BLF

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO
RESPOND TO AMENDED COMPLAINT**

Judge: Honorable Beth Labson
Freeman
Trial Date: None
Action Filed: April 27, 2023

COME NOW Plaintiffs IMANI BEY SUTTON, CATHERINE COSBY, L.B., a Minor,
CALIFORNIA DEPARTMENT OF PARKS & RECREATION, ARMANDO QUINTERO,

1 PETER ESTES, ANDREW DOBBS, PHIL BERGMAN, SCOTT SIPES, DAVID
 2 WILLIAMS, and TREVOR MORGAN by and through their respective attorneys, and hereby
 3 apply to the Court for an extension of time, to and including October 2, 2023, for defendants to
 4 file responses to the Amended Complaint. Defendants intend to either file motions to dismiss
 5 or answers to Plaintiffs' Amended Complaint. The basis for this application is that the
 6 Amended Complaint contains eight causes of action. In addition, while the Amended
 7 Complaint was filed on June 12, 2023 and transmitted to counsel for defendants electronically
 8 at that time, it was served upon counsel for defendants during the week of June 26, 2023 via
 9 Notice and Request to Waive Service of A Summons.

10 This stipulation is presented with the consent from Eric Nelson, counsel for plaintiffs.
 11 This stipulation seeks to extend only the time of defendants to file their Motions to Dismiss (or
 12 other responsive pleadings to the Amended Complaint) and to file the same on or before
 13 October 2, 2023.

14 Dated: June 29, 2023

Respectfully submitted,

16 ROB BONTA
 Attorney General of California
 17 EMILY D. W. SWEET
 Supervising Deputy Attorney General

18 /s/ - Rolando Pasquali
 19 ROLANDO PASQUALI
 Deputy Attorney General
Attorneys for Defendants California
Department of Parks & Recreation, Armando
Quintero; Peter Estes; Andrew Dobbs; Phil
Bergman; Scott Sipes; David Williams;
Trevor Morgan

22 Dated: June 29, 2023

Respectfully submitted,

24 
 Eric Nelson

26 Attorney for plaintiffs Imani Bey Sutton,
 Catherine Cosby, L.B., a Minor

1 **[PROPOSED] ORDER EXTENDING TIME TO RESPOND TO AMENDED**
2 **COMPLAINT**

3 Based upon the Stipulation of counsel, including the length of the Amended Complaint
4 and the fact that the Amended Complaint was served upon counsel for defendants on June 26,
5 2023, and GOOD CAUSE appearing, the court finds that it is in the interests of justice to
6 permit defendants additional time to respond to the Amended Complaint. As such,

7 **IT IS HEREBY ORDERED** that Defendants CALIFORNIA DEPARTMENT OF
8 PARKS & RECREATION, ARMANDO QUINTERO, PETER ESTES, ANDREW DOBBS,
9 PHIL BERGMAN, SCOTT SIPES, DAVID WILLIAMS, and TREVOR MORGAN shall file
10 their respective motions to dismiss (or answers) on or before October 2, 2023.

11 **IT IS SO ORDERED**

12
13 Dated: _____

14 Beth Labson Freeman
15 United States District Judge
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CERTIFICATE OF SERVICE

Case Name: Bey v. State of California

No. 5:23CV02057-BLF

I hereby certify that on June 29, 2023, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

STIPULATION AND PROPOSED ORDER EXTENDING TIME TO RESPOND TO AMENDED COMPLAINT

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on June 29, 2023, at Los Angeles, California.

Diana Montufar

Declarant

Diana Montufar

Signature